

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY JF D.C.  
05 AUG -1 AM 11:00

JOHN McGRAIL,

Plaintiff,

v.

No. 04-CV-2636 B/P

METROPOLITAN LIFE INSURANCE  
COMPANY,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

**CONSENT ORDER OF DISMISSAL WITH PREJUDICE**

The parties have advised the Court that they have reached an agreement resolving all matters at dispute in this litigation. Accordingly, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the case is dismissed with prejudice. Each party shall bear its own attorney's fees and costs, and no discretionary costs shall be sought or awarded.

J. Daniel Breen  
J. DANIEL BREEN  
United States District Court Judge

Date: July 31, 2005

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 8-1-05

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APPROVED:

Justin Gilbert / by Ken Jones  
with permission

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing proposed order has been mailed to Justin S. Gilbert, Esq., Gilbert & Russell, PLC, 2021 Greystone Park, P. O. Box 11357, Jackson, TN 38308, by United States Mail, postage prepaid, this 25 day of July, 2005.

Kenneth P. Jones  
Kenneth P. Jones



## Notice of Distribution

This notice confirms a copy of the document docketed as number 24 in case 2:04-CV-02636 was distributed by fax, mail, or direct printing on August 1, 2005 to the parties listed.

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Honorable J. Breen  
US DISTRICT COURT